

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

SPERO HARITATOS,

Plaintiff,

- against -

HASBRO, INC.  
and TOYS "R" US-NY LLC,

Defendants.

05 Civ. 930 (DNH/GJD)

**NOTICE OF MOTION  
TO PRECLUDE EXPERT  
TESTIMONY OF SIEGRUN D.  
KANE**

To: Robert E. Purcell, Esq.  
Wall Marjama & Bilinski LLP  
101 South Salina Street, Suite 400  
Syracuse, New York 13202  
(315) 425-9000

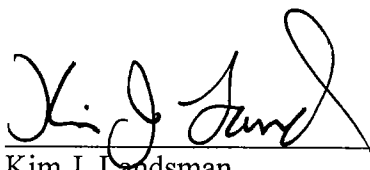
Attorneys for Plaintiff Spero Haritatos

John G. McGowan Esq.  
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(315) 218-8121

Attorney for Defendant Toys "R" Us

**PLEASE TAKE NOTICE** that upon the annexed declaration of Kim J. Landsman and for the reasons set forth in the accompanying Memorandum of Law, defendant Hasbro, Inc. (hereafter "Hasbro"), will move this Court before the Hon. David N. Hurd, United States District Judge, at the Alexander Pirnie Federal Building, 10 Broad Street, Utica, New York, on October 13, 2006, at 10:00 a.m. or as soon thereafter as counsel may be heard, for an order, pursuant to Rule 702 of the Federal Rules of Evidence, precluding at trial the testimony of Plaintiff's expert witness, Seigrun D. Kane, Esq.

Dated: September 11, 2006

A handwritten signature in black ink, appearing to read "Kim J. Landsman", is written over a horizontal line.

Kim J. Landsman

(Bar Roll No. 513,364)

Michael D. Sant'Ambrogio

(Bar Roll No. 513,363)

PATTERSON BELKNAP WEBB & TYLER LLP

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*Attorneys for Defendant Hasbro, Inc.*

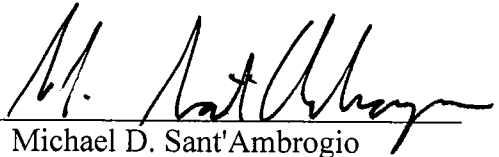
**CERTIFICATE OF SERVICE**

I hereby certify that I have caused a copy of the foregoing **HASBRO'S NOTICE OF MOTION** to be filed electronically, with copies sent electronically to the counsel set forth below on September 11, 2006:

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and

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